

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 638 of 1989

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed : NO  
to see the judgements?
  2. To be referred to the Reporter or not? : NO
  3. Whether Their Lordships wish to see the fair copy : NO  
of the judgement?
  4. Whether this case involves a substantial question : NO  
of law as to the interpretation of the Constitution  
of India, 1950 of any Order made thereunder?
  5. Whether it is to be circulated to the Civil Judge? : NO

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RANJITSINH J JHALA

Versus

STATE OF GUJARAT  
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Appearance:

MR DM THAKKAR for Petitioners

MR VM PANCHOLI AGP for Respondent No. 1, 2 & 4

None present for other respondents  
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CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 05/05/2000

ORAL JUDGEMENT

The petitioner, having the apprehension that the respondents may order for transferring the management of Sheth N.T.M.High School to Law Education Society, Surendranagar, this petition has been filed.

At the outset, the learned counsel for the respondents fairly submitted that this order has not to be given effect as the court has granted interim relief. He further submits that management of school has not been transferred by the respondent to the private trust so far.

In the facts of this case, I am satisfied that this petition is filed by the petitioner only on the apprehension. It is certainly falls under category of the premature petition. Only on this ground this writ petition deserves to be dismissed.

In the result, this Special Civil Application is dismissed only on the ground that this is a premature. The dismissal of this petition will not come in the way of the petitioner, if ultimately, final order is passed by the authorities for transferring of management of the school to the private trust to challenge the same before appropriate authority in the revision or appeal as the case may be or otherwise before by this court.

Subject to the aforesaid observation and direction, this Special Civil Application fails and the same is dismissed. Rule is discharged. Interim relief, if any, granted earlier stands vacated. No order as to costs.

(S.K.Keshote, J.)

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